

3/3/09

**SEALED**

U. S. Department of Justice  
*United States Attorney*  
*District of Nevada*  
333 Las Vegas Blvd., S., Suite 5000  
Las Vegas, NV 89101

1 GREGORY A BROWER  
 2 United States Attorney  
 3 ERIC JOHNSON  
 Assistant United States Attorney  
 333 Las Vegas Blvd. South, Suite 5000  
 Las Vegas, Nevada 89101  
 4 Phone: (702) 388-6336 / Fax: (702) 388-5087

FILED	RECEIVED
ENTERED	SERVED ON
COUNSEL/PARTIES OF RECORD	
MAR - 3 2009	
CLERK'S DISTRICT COURT	
DISTRICT OF NEVADA	
BY	DEPUTY

5  
**UNITED STATES DISTRICT COURT**  
 6 **DISTRICT OF NEVADA**

7  
**-oOo-**

8  
 9 UNITED STATES OF AMERICA, ) CRIMINAL INDICTMENT

10 PLAINTIFF,

11 vs.

12 HAROLD CALL,

13 DEFENDANT.

)  
 2:09-CR- 029

14  
**VIOLATIONS:**

15  
 16 18 U.S.C. § 922(o) - Possession and  
 Transfer of Machine Gun  
 17 26 U.S.C. §§ 5845 and 5861 -  
 Possession of Unregistered Machine Gun

18  
**THE GRAND JURY CHARGES THAT:**

19  
**COUNT ONE**  
 Possession and Transfer of Machine Gun

20  
 On or about September 11, 2008, in the State and Federal District of Nevada,

21  
**HAROLD CALL,**

22  
 23 the defendant herein, did knowingly possess and transfer a machine gun, as defined by Title  
 24 18, United States Code, Section 921(a)(23), and Title 26, United States Code, Section  
 25 5845(b), specifically, a combination of parts, referred to by the defendant as an "auto  
 sear" and also commonly known as a "lightning link," designed and intended for use in  
 converting a weapon to shoot automatically more than one shot, without manual reloading,

1 by a single function of the trigger. In violation of Title 18, United States Code, Sections  
2 922(o) and 924(a)(2).

3 **COUNT TWO**

4 Possession of Unregistered Machine Gun

5 On or about September 11, 2008, in the State and Federal District of Nevada,

6 **HAROLD CALL,**

7 defendant herein, did knowingly possess a firearm, as defined by Title 26, United States  
8 Code, Section 5845(a)(7), and Title 18, United States Code, Section 921(a)(24), namely, a  
9 machine gun, that is a combination of parts, referred to by the defendant as an "auto sear"  
10 and also commonly known as a "lightning link," designed and intended for use in converting  
11 a weapon to shoot automatically more than one shot, without manual reloading, by a single  
12 function of the trigger, which was not registered to him in the National Firearms Registration  
13 and Transfer Record, as required by Title 26, United States Code, Section 5841. In violation  
14 of Title 26, United States Code, Sections 5861(d) and 5871.

15 **COUNT THREE**

16 Possession of Unregistered Machine Gun

17 On or about October 9, 2008, in the State and Federal District of Nevada,

18 **HAROLD CALL,**

19 defendant herein, did knowingly possess a firearm, as defined by Title 26, United States  
20 Code, Section 5845(a)(7), and Title 18, United States Code, Section 921(a)(24), namely, a  
21 machine gun, that is, a STEN machine gun, which was not registered to him in the National  
22 Firearms Registration and Transfer Record, as required by Title 26, United States Code,  
23 Section 5841. In violation of Title 26, United States Code, Sections 5861(d) and 5871.

24 . . .

25 . . .

26 . . .

**COUNT FOUR**

On or about January 20, 2009, in the State and Federal District of Nevada,

HAROLD CALL,

5 the defendant herein, did knowingly possess and transfer a machine gun, as defined by Title  
6 18, United States Code, Sections 921(a)(23), and Title 26, United States Code, Section  
7 5845(b), specifically, a combination of parts, referred to by the defendant as an "auto sear,"  
8 designed and intended for use in converting a weapon to shoot automatically more than one  
9 shot, without manual reloading, by a single function of the trigger. In violation of Title 18,  
10 United States Code, Sections 922(o) and 924(a)(2).

**COUNT FIVE**  
Possession of Unregistered Machine Gun

On or about January 20, 2009, in the State and Federal District of Nevada,

HAROLD CALL,

15 defendant herein, did knowingly possess a firearm, as defined by Title 26, United States  
16 Code, Section 5845(a)(7), and Title 18, United States Code, Section 921(a)(24), namely, a  
17 machine gun, that is a combination of parts, referred to by the defendant as an "auto sear,"  
18 designed and intended for use in converting a weapon to shoot automatically more than one  
19 shot, without manual reloading, by a single function of the trigger, which was not registered  
20 to him in the National Firearms Registration and Transfer Record, as required by Title 26,  
21 United States Code, Section 5841. In violation of Title 26, United States Code, Sections  
22 5861(d) and 5871.

23

24

25

## **FORFEITURE ALLEGATION ONE**

2           1. The allegations contained in Counts One and Four of this Indictment  
3 are hereby re-alleged and incorporated herein by reference for the purpose of alleging  
4 forfeiture pursuant to the provisions of Title 18, United States Code, Section 924(d)(1), and  
5 Title 28, United States Code, Section 2461(c).

6       2. Upon a conviction of the felony offense charged in this Indictment,

HAROLD CALL,

8 the defendant herein, shall forfeit to the United States of America all firearms and  
9 ammunition involved in or used in the commission of the violation of Title 18, United States  
10 Code, Section 922(o):

- 11           a) a machine gun, specifically, a combination of parts,  
12           referred to by the defendant as an "auto sear" and also  
13           commonly known as a "lightning link," designed and  
14           intended for use in converting a weapon to shoot  
15           automatically more than one shot, without manual  
16           reloading, by a single function of the trigger; and  
17           b) a machine gun, specifically, a combination of parts, referred to  
18           by the defendant as an "auto sear," designed and intended for  
19           use in converting a weapon to shoot automatically more than  
20           one shot, without manual reloading, by a single function of the  
21           trigger.

All pursuant to Title 18, United States Code, Sections 922(o) and 924(d)(1);  
and Title 28, United States Code, Section 2461(c).

## **FORFEITURE ALLEGATION TWO**

2           1. The allegations contained in Counts Two, Three and Five of this  
3 Indictment are hereby re-alleged and incorporated herein by reference for the purpose of  
4 alleging forfeiture pursuant to the provisions of Title 26, United States Code, Section 5872,  
5 and Title 28, United States Code, Section 2461(c).

6           2. Upon a conviction of the felony offense charged in this Indictment,

HAROLD CALL,

8 the defendant herein, shall forfeit to the United States of America all firearms involved in any  
9 violation of Title 26, United States Code, Section 5861(d):

- a) a machine gun, that is a combination of parts, referred to by the defendant as an “auto sear” and also commonly known as a “lightning link,” designed and intended for use in converting a weapon to shoot automatically more than one shot, without manual reloading, by a single function of the trigger
  - b) a STEN machine gun; and
  - c) a machine gun, that is a combination of parts, referred to by the defendant as an “auto sear,” designed and intended for use in converting a weapon to shoot automatically more than one shot, without manual reloading, by a single function of the trigger.

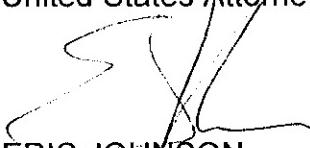
1 All pursuant to Title 26, United States Code, Sections 5861 and 5872; and Title  
2 28, United States Code, Section 2461(c).

3 DATED: this 3 th day of March 2009.

4 A TRUE BILL:

5  
6 /s/  
7 FOREPERSON OF THE GRAND JURY

8 GREGORY A. BROWER  
9 United States Attorney

10   
11 ERIC JOHNSON  
12 Assistant United States Attorney